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13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**

15 PENELOPE HOUSTON,  
16 Plaintiff,  
17 vs.  
18 DAVID FERGUSON,  
19 Defendant.

Case No.: C 10-01881 JSW

**STIPULATION RE: CONTINUANCE OF  
CASE MANAGEMENT CONFERENCE;  
[PROPOSED] ORDER**

**From:**

Date: August 6, 2010  
Time: 1:30 p.m.  
Courtroom: 11

**To:**

Date: September 17, 2010  
Time: 1:30 p.m.  
Courtroom: 11

25 Honorable Judge Jeffrey S. White, Presiding  
26 (E-Filing)

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Rule 6 of the Civil Local Rules of the United States District Court, Northern District of California, Plaintiff Penelope Houston (“Plaintiff”), on the one hand, and Defendant David Ferguson (“Defendant”), on the other hand, hereby stipulate as follows:

WHEREAS, Defendant has executed a waiver of service of the Summons and Complaint and Defendant’s response is due on August 16, 2010; and

WHEREAS, on July 1, 2010, the Court ordered a Case Management Conference set for August 6, 2010 at 1:30 p.m.; and

WHEREAS, Richard J. Idell, Esq. is lead trial counsel for Defendant; and

WHEREAS, Mr. Idell is unavailable on August 6, 2010; and

WHEREAS, the parties are seeking to resolve this matter by way of an early mediation; and

WHEREAS, the parties agree that they shall jointly request that the Case Management Conference currently scheduled for August 6, 2010 at 1:30 p.m. be rescheduled for Friday, September 17, 2010 at 1:30 p.m., with all related dates adjusted accordingly; and

WHEREAS, the requested time modifications would have no substantial effect on the schedule for this case; and

WHEREAS, pursuant to Civil Local Rule 6-1(b), a Court order is required to give effect to this stipulation; and

WHEREAS, the parties agree that Plaintiff shall give notice of any order hereon.

NOW THEREFORE, Plaintiff and Defendant, by and through their respective undersigned counsel, hereby stipulate as follows:

1.0 The parties jointly request that the Case Management Conference currently scheduled for Friday, August 6, 2010 at 1:30 p.m. be rescheduled for Friday, September 17, 2010 at 1:30 p.m., with all related dates adjusted accordingly.

SO STIPULATED.

LAW OFFICE OF ALAN KORN

Dated: July 9, 2010

By: /s/ Alan Michael Korn  
Alan Michael Korn  
Attorneys for Plaintiff Penelope Houston

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2 IDELL & SEITEL LLP  
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4 Dated: July 9, 2010 By: /s/ Richard J. Idell  
5 Richard J. Idell  
6 Attorneys for Defendant David Ferguson  
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8 **[PROPOSED] ORDER**  
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10 Pursuant to the foregoing Stipulation, IT IS HEREBY ORDERED that the Case Management  
11 Conference currently scheduled for Friday, August 6, 2010 at 1:30 p.m. is hereby rescheduled for  
12 Friday, September 17, 2010 at 1:30 p.m., with all related dates adjusted accordingly.  
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14 Dated: July 13, 2010 By: Jeffrey S. White  
15 Hon. Jeffrey S. White  
16 Judge of the United States District Court  
17 Northern District of California  
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